

# **EXHIBIT 28**

1 UNITED STATES DISTRICT COURT  
2 SOUTHERN DISTRICT OF NEW YORK

3 Case No. 7:17-cv-08943

4 - - - - -x

5 NATIONAL ASSOCIATION FOR THE  
6 ADVANCEMENT OF COLORED PEOPLE, SPRING  
7 VALLEY BRANCH; JULIO CLERVEAUX; CHEVON  
8 DOS REIS; ERIC GOODWIN; JOSE VITELIO  
9 GREGORIO; DOROTHY MILLER; HILLARY  
10 MOREAU; and WASHINGTON SANCHEZ,

11 Plaintiffs,

12 -against-

13 EAST RAMAPO CENTRAL SCHOOL DISTRICT and  
14 MARYELLEN ELIA, IN HER CAPACITY AS THE  
15 COMMISSIONER OF EDUCATION OF THE STATE  
16 OF NEW YORK,

17 Defendants.

18 - - - - -x

19 November 19, 2018  
20 11:00 a.m.

21 Deposition of HILLARY MOREAU, taken by  
22 attorneys for Defendant East Ramapo Central  
23 School District, pursuant to notice, held at the  
24 offices of Morgan Lewis & Bockius LLP, 101 Park  
25 Avenue, New York, New York, before Helen  
Mitchell, a Registered Professional Reporter and  
Notary Public.

VERITEXT LEGAL SOLUTIONS  
MID-ATLANTIC REGION  
1250 Eye Street NW - Suite 350  
Washington, D.C. 20005

1                   H I L L A R Y       M O R E A U,  
2   having been first duly sworn by the Notary  
3   Public (Helen Mitchell), was examined and  
4   testified as follows:

5   EXAMINATION

6   BY MS. KOLLM:

7                   Q           Good morning. My name is Clara  
8   Kollm and I represent the East Ramapo Central  
9   School District in this litigation.

10                               Will you please state your full  
11   name for the record.

12                   A           Hillary Moreau.

13                   Q           Is your current address 48  
14   Creekside Circle, Spring Valley, New York,  
15   10977?

16                   A           Yes.

17                   Q           Are you represented by counsel  
18   today?

19                   A           Yes.

20                   Q           Is that your lawyer sitting  
21   next to you?

22                   A           Yes.

23                   Q           Have you given testimony in a  
24   deposition previously?

25                   A           No.

1 with anyone else?

2 A I told my employer that I need  
3 to come here.

4 Q That counts. Anyone else?

5 A No, not that I remember.

6 Q Are you currently registered to  
7 vote in the district?

8 A Yes.

9 Q When did you first register to  
10 vote in the district?

11 A I don't remember.

12 Q When was the last school board  
13 election in which you voted?

14 A The 2017 election.

15 Q Did you vote in the 2018 school  
16 board election?

17 A Yes.

18 Q Who did you vote for in the  
19 2018 school board election?

20 A I only remember one of the  
21 names of the persons I voted for; Jose Cintron.

22 Q Do you remember if Mr. Cintron  
23 was part of a slate of candidates?

24 A Possibly.

25 Q You just don't remember one way

1                   Q           And your kids and Mr. Germain's  
2 kids attend school within the district; is that  
3 right?

4                   A           Our kids were of the same age  
5 to go to school, so they were familiar with each  
6 other.

7                   Q           Do your kids attend public  
8 school in the district?

9                   A           No.

10                  Q           Have your kids ever attended  
11 public school in the district?

12                  A           No.

13                  Q           How old are your children?

14                  A           Twenty-five.

15                  Q           Do you have more than one  
16 child?

17                  A           No.

18                  Q           One child who's 25?

19                  A           (Nodding)

20                  Q           Who never attended school in  
21 the East Ramapo Central School District?

22                  A           Right.

23                  Q           Did your child attend private  
24 school at any point?

25                  A           She did.

1                   Q           Was the private school within  
2   the East Ramapo Central School District?

3                   A           One of them.

4                   Q           What was the name of that  
5   school?

6                   A           Saint Joe's Catholic school.

7                   Q           For the record, could you state  
8   your race, please?

9                   A           My race?

10                  Q           Yes.

11                  A           I'm African American.

12                  Q           Is your daughter also African  
13   American?

14                  A           Yes.

15                  Q           Are there other African  
16   American students at St. Joe's Catholic school?

17                               MR. PEARCE: Object to the  
18   form.

19                  Q           When your daughter attended  
20   school at St. Joe's Catholic school, did she  
21   attend with other minority classmates?

22                  A           So, yes. There was a mix of  
23   races at St. Joe's school.

24                  Q           Do you remember when your  
25   daughter attended St. Joe's Catholic school?

1 understanding a ballot for the school board  
2 election?

3 A I guess if there's a lot of  
4 different people running, it's possible. You  
5 have to kind of pay close attention to it.

6 Q Can you talk more about that?

7 A So on a ballot, right, how is  
8 it outlined, the ballot, and --

9 Q Can you speak up? Sorry.

10 A So the ballot says -- you see  
11 the two names, and it may say "pick one from  
12 here" or "pick two from here," so the way it's  
13 outlined, sometimes you may not -- you may not  
14 be clear on how many you're supposed to vote  
15 for, how many you can vote for, as well as there  
16 were -- in addition to that there's the --  
17 the -- how do you call it -- the referendums,  
18 or -- how do you call it -- the budget vote  
19 also.

20 Q Anything else?

21 A No.

22 Q So is race important to you  
23 when selecting a candidate for school board?

24 A No.

25 MS. KOLLM: We can take a

C E R T I F I C A T E

I, HELEN MITCHELL, a Registered  
Professional Reporter and Notary Public, do  
hereby certify:

I reported the proceedings in the  
within-entitled matter, and that the within  
transcript is a true record of such proceedings.

I further certify that I am not related, by  
blood or marriage, to any of the parties in this  
matter and that I am in no way interested in the  
outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my  
hand this 26th day of November, 2018.



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HELEN MITCHELL, RPR



1 November 19, 2018

2 I N D E X

3	WITNESS	EXAMINATION BY	PAGE
4	HILLARY MOREAU	Ms. Kollm	3
5		Mr. Pearce	127
6		Ms. Kollm	129

7

8

9 E X H I B I T S

10

	FOR IDENTIFICATION	PAGE
--	--------------------	------

11

	Moreau 1	Engagement letter dated	58
12		November 13, 2017	

13	Moreau 2	Complaint	81
----	----------	-----------	----

14	Moreau 3	Declaration by Hillary	97
		Moreau	

15

16

17 REQUEST FOR RULING / DIRECTION NOT TO ANSWER

18 PAGE LINE

19 46 5

53 7

20 122 19

21

22

23

24

25